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PTO/SB/05 (03-01)

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	88265-17341	Total Pages	22
First Named Inventor or Application Identifier			
Werner THIELE			
Express Mail Label No.			

APPLICATION ELEMENTS
See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

1. ☒ Fee Transmittal Form (e.g. PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status
See 37 CFR 1.27.
3. ☒ Specification Total Pages **13**
(preferred arrangement set forth below)
-Descriptive title of the Invention
-Cross Reference to Related Applications
-Statement Regarding Fed Sponsored R&D
-Reference to Sequence Listing, a table, or a computer program listing appendix
-Background of the Invention
-Brief Summary of the Invention
-Brief Description of the Drawings (if filed)
-Detailed Description
-Claim(s)
-Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) (Figs. 1-5) Total Sheets **3**
5. ☒ Oath or Declaration (executed) Total Pages **6**
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD ROM or CD-R (2 copies); or
 - ii. ☐ Paper
 - c. ☐ Statements verifying identity of above copies.

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
(when there is an assignee) (Copy attached)
11. ☐ English Translation Document (*if applicable*)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449
☒ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Non-publication Request Under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of application no. 10/719,254, filed November 20, 2003.

Prior Application Information: Examiner: _____ Group Art Unit: _____

For CONTINUATION OR DIVISIONAL APPLICATIONS ONLY: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

Customer Number or Bar Code		CUSTOMER NO. 28765	
NAME			
ADDRESS			
CITY	STATE	ZIP CODE	
COUNTRY	TELEPHONE	FAX	
Name (Print/Type)	Allan A. Fanucci		Registration No.: 30,256
Signature			Date 3-31-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: **88265-17341**

Sir:

The following utility patent application is enclosed for filing:

Applicant(s): **Werner THIELE,
Jacques DELUGEARD,
Christian Jean-Marie MANGE**

Executed on: 11/28/03
Executed on: 3/22/04
Executed on: 11/24/03

Title of the Invention: **DESTACKING DEVICE FOR ICE-CREAM CONES**

PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	13	-20	0	\$18.00	\$ 0.00
Independent	1	-3	0	\$86.00	\$ 0.00
Minimum Fee					\$ 770.00
Multiple Dependency Fee If Applicable (\$290.00)					\$ 0.00
Total					\$ 770.00
50% Reduction for independent inventor, nonprofit organization or small business concern (verified statement as to the applicant's status is attached)					-\$ 0.00
TOTAL FILING FEE					\$ 770.00

- ☐ **DO NOT PUBLISH.** I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 112(b).
- ☐ Priority of * application no. * filed * is claimed under 35 U.S.C. § 119.
- ☐ The certified priority document has been filed in application no. * filed *.
- ☒ Please charge the required fees to Winston & Strawn LLP Deposit Account No. 50-1814. A copy of this sheet is attached.

Respectfully submitted,

3-31-04
Date

Allan A. Fanucci
(Reg. No.)
Allan A. Fanucci (Reg. No. 30,256)

WINSTON & STRAWN LLP
Customer No. 28765

212-294-3311